IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

THURSDAY, THE 16TH AUGUST 2007 / 25TH SRAVANA 1929

Bail Appl..No. 5013 of 2007()

(CR.NO.150/2007 OF THE KUMBLA POLICE STATION)

PETITIONER/ACCUSED:

1. **ABDUL HAMID, AGED 30/07,**
   S/O. ADUNHI, DANDAGOIL HOUSE, FIDOOR P.O.,
   KOIPPADY VILLAGE, KASARAGOD.

2. **HANEEFA K., AGED 35/07,**
   S/O. ANTHARU, PERIYADUKAM HOUSE, KUDLU VILLAGE,
   KASARAGOD.

BY ADV. SRI.T.B.SHAJIMON

RESPONDENT: COMPLAINANT:

THE SUB INSPECTOR OF POLICE,
KUMBLA POLICE STATION, REPRESENTED BY THE
PUBLIC PROSECUTOR, HIGH COURT OF KERALA,ERNAKULAM.

BY PUBLIC PROSECUTOR SRI. JAI GEORGE

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 16/08/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

R.BASANT, J

= = = = = = = = = = = = = =

B.A.No.5013 of 2007

= = = = = = = = = = = = = = =

Dated this the 16th day of August, 2007

ORDER

Application for regular bail. Allegations are raised under the provisions of the Kerala Abkari Act. The petitioner was allegedly found to be in possession of 900x100ml (90 litres) of arrack in packets on 10.06.2007. The petitioner was arrested on 26.06.07 and he continues in custody from that date. The learned Public Prosecutor submits that there are two other cases under the Kerala Abkari Act against the petitioner.

2. The learned counsel for the petitioner prays, the learned Public Prosecutor does not oppose the said prayer on condition that the Investigating Officer gets is granted sixty days time to complete the investigation and I am satisfied that the petitioner can now be enlarged on bail subject to appropriate conditions.

3. In the result, this application is allowed. The petitioner shall be released on bail on the following terms and conditions.

i) The petitioner shall not be released from custody on the strength of this order prior to 25.08.2007. The Investigators shall in the meantime make every endeavour to complete the investigation.

ii)The petitioner shall execute a bond for Rs.75,000/- (Rupees seventy five thousand only) with two solvent sureties each for the like sum to the satisfaction of the learned Magistrate;

iii) The petitioner shall make himself available for interrogation before the Investigating Officer between 10 a.m and 12 noon on all Mondays and Fridays for a period of three months and thereafter as and when directed by the Investigating Officer in writing to do so.

(R.BASANT, JUDGE)

sj